



April 15, 2025

VIA ECF

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Honorable J. Brendan Day, U.S.M.J.
United States District Court for the District of New Jersey
Clarkson S. Fisher Building and U.S. Courthouse
402 East State Street
Trenton, NJ 08608

**Re: Luciano v. TIAA-CREF, Educational Testing Service, Educational Testing Service
Employee Benefits Administration Committee, Civ. No. 15-6726 (RK) (JBD)**

Dear Judge Day:

I represent Defendants Educational Testing Service ("ETS") and ETS Employee Benefits Administration Committee (collectively "ETS Defendants") in the above-captioned action. The ETS Defendants respectfully request a 5-page extension of the 15-page limit for reply briefs set forth in Local Rule 7.2(b) so that the ETS Defendants may file a 20-page reply brief in support of their motion for summary judgment. The ETS Defendants request this modest 5-page extension of the reply brief page limit so as to be able to submit a full reply to Plaintiff's 40-page response brief. Plaintiff does not consent to this request. Defendants Teachers Insurance and Annuity Association of America-College Retirement Equities Fund, Teachers Insurance and Annuity Association of America, and College of Retirement Equities Fund do consent to this request.

It is, therefore, requested that the Court sign this letter as an Order extending the summary judgment reply brief page limit to 20 pages for the ETS Defendants' reply brief in support of their motion for summary judgment. All other aspects of the initial Order setting the Summary Judgment briefing schedule, including the "bundling" protocol, remain in effect.

Respectfully submitted,

/s/ Raymond A. Kresge
Raymond A. Kresge

It is so ORDERED this 17th day of April, 2025.

cc: All Counsel of Record (via ECF)

J. BRENDAN DAY
UNITED STATES MAGISTRATE JUDGE

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